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COUNSEL FOR HIGHLAND CAPITAL MANAGEMENT
FUND ADVISORS, L.P. AND NEXPOINT ADVISORS, L.P.

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

In re:	§	
	§	
HIGHLAND CAPITAL MANAGEMENT,	§	Chapter 11
L.P.	§	
	§	Case No. 19-34054-sgj11
	§	
Debtor.	§	
	§	
HIGHLAND CAPITAL MANAGEMENT,	§	
L.P.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Adv. No. 21-03010-sgj
	§	
HIGHLAND CAPITAL MANAGEMENT	§	
FUND ADVISORS, L.P. and NEXPOINT	§	
ADVISORS, L.P.,	§	
	§	
Defendants.	§	

**DESIGNATION OF ITEMS FOR THE RECORD ON APPEAL
BY NEXPOINT ADVISORS, L.P. AND
HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P.**

COME NOW NexPoint Advisors, L.P. and Highland Capital Management Fund Advisors, L.P. (together, the “Appellants”) and, with respect to their *Joint Notice of Appeal*, hereby file this *Designation of Items for the Record on Appeal*, designating the following items for the record of said appeal:

<u>Item</u>	<u>Docket No.</u>	<u>Description</u>
<u>BANKRUPTCY CASE (19-34054-sgj-11)</u>		
1	1826	Application for Allowance of Administrative Expense Claim
2	2274	Debtor's Objection to Application for Administrative Claim of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P.
<u>ADVERSARY PROCEEDING (21-03010-sgj)</u>		
3	1	Plaintiff Highland Capital Management, L.P.'s Verified Original Complaint for Damages and for Declaratory and Injunctive Relief
4	33	Original Answer
5	37	Order Approving Stipulation (A) Amending Scheduling Order and (B) Consolidating and Resolving Certain Matters
6	49	Response to Debtor's Objection to Application for Administrative Claim of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P.
7	56	Highland Capital Management, L.P.'s Reply In Further Support of Debtor's Objection to Application for Administrative Claims of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P.
8	90	Advisors' Trial Brief
9	91	Highland's Proposed Findings of Fact and Conclusions of Law
10	96	Joint Pretrial Order
11	124	Findings of Fact and Conclusions of Law
12	126	Judgment
13	128	Joint Notice of Appeal
<u>EVIDENCE AND TRANSCRIPTS (21-03010-SGJ)</u>		
14	115	All exhibits admitted into evidence at trial on April 12, 2022 and April 13, 2022
15	113	Transcript of April 12, 2022 trial
16	116	Transcript of April 13, 2022 trial
17	122	Transcript of April 27, 2022 closing arguments

RESPECTFULLY SUBMITTED this 2d day of October, 2022.

MUNSCH HARDT KOPF & HARR, P.C.

By: /s/ Davor Rukavina

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**ATTORNEYS FOR NEXPOINT ADVISORS,
L.P. AND HIGHLAND CAPITAL
MANAGEMENT FUND ADVISORS, L.P.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on the 2d day of October, 2022, true and correct copies of this document were electronically served via the Court's CM/ECF system on all parties entitled to such notice, including counsel for the appellee.

By: /s/ Davor Rukavina

Davor Rukavina, Esq.